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Date: March 13, 2002

By: Synn Anderson

Packet No. 55325-8148.US06

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Martin *et al.*

EXAMINER: Unknown

SERIAL NO.: 10/016,324

ART UNIT: 1615

FILED: 12/10/01

FOR: THERAPEUTIC LIPOSOME COMPOSITION AND METHOD OF PREPARATION

**Information Disclosure Statement Within Three Months of Application Filing or Before First Action - 37 CFR 1.97(b)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

1. Timing of Submission

This information disclosure is being filed *within* three months of the filing date of this application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever occurs last [37 CFR 1.97(b)]. The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

2. Cited Information

☒ Copies of the following references are enclosed:

- ☐ All cited references  
☐ References marked by asterisks  
☒ The following:

U.S. PATENT DOCUMENTS		
Document No.	Date	Name
6,197,333	03/06/01	Onyuksel et al.
5,958,907	9/28/99	Welsh
5,653,996	8/5/97	Hsu
5,885,613	3/23/99	Holland et al.
5,316,771	5/31/94	Barenholz et al.
5,049,389	9/17/91	Radhakrishnan

FOREIGN PATENT DOCUMENTS		
Document No.	Date	Country
WO 86/06959	12/4/86	PCT
WO 94/21281	9/29/94	PCT
OTHER ART (including Author, Title, Date, Pertinent Pages, etc.)		
Klibanov, A.L. <i>et al.</i> , "Long-circulating liposomes: development and perspectives", <i>Journal of Liposome Research</i> , <u>2</u> (3):321-334 (1992).		

☒ Copies of the following references can be found in parent application no. 08/949,046:

- ☐ All cited references  
☒ References marked by asterisks  
☐ The following:

☒ Copies of the following references can be found in parent application no. 09/138,480:

- ☐ All cited references  
☐ References marked by asterisks  
☒ The following:

OTHER ART (including Author, Title, Date, Pertinent Pages, etc.)
Kirpotin, D.B., <i>et al.</i> , <i>Journal of Liposome Research</i> , <u>07</u> (04):391-417 (1997).
Park, J.W., <i>et al.</i> , <i>Proc. Natl. Acad. Sci. USA</i> , <u>92</u> :1327-1331 (1995).
Uster, P.S., <i>et al.</i> , <i>FEBS Letters</i> , <u>386</u> :243-246 (1996).
Zalipsky, S., <i>et al.</i> , <i>Bioconjugate Chem.</i> , <u>8</u> :111-118 (1997).

☒ Copies of the following references can be found in parent application no. 09/517,224:

- ☐ All cited references  
☐ References marked by asterisks  
☒ The following:

FOREIGN PATENT DOCUMENTS		
Document No.	Date	Country
7173079	07/95	JP

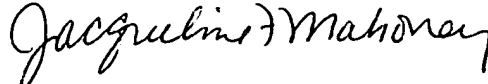
3. Effect of Information Disclosure Statement (37 CFR 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

4. Fee Payment

No fees are believed due. However, should the Commissioner determine that fees are due in order for this Information Disclosure Statement to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-0665.

Respectfully submitted,



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Date: March 13, 2002

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